The Honorable James L. Robart

## UNITED STATES DISTRICT COURT WESTERN DISTRICT OF WASHINGTON AT SEATTLE

JOHN CHRIS KOTSIS,

INDIVIDUALLY AND ON BEHALF OF ALL OTHERS SIMILARLY SITUATED,

Plaintiffs.

Vs.

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UNITED PARCEL SERVICE, INC., A DELAWARE CORPORATION,

Defendant

Case No.: 2:23-cv-1111-JLR

STIPULATION AND [PROPOSED] ORDER CONCERNING BRIEFING SCHEDULE ON UPS'S MOTION TO COMPEL ARBITRATION

NOTE ON MOTION CALENDAR: NOVEMBER 8, 2023

The parties submit this stipulation and proposed order to modify the briefing schedule on UPS's motion to compel arbitration, which was filed on September 20, 2023 (Dkt. No. 14). The parties request a modest extension of their briefing deadlines to file an opposition brief and Defendant's opposition reply or response to accommodate ongoing discussions between the parties and in light of a recent family medical crisis impacting Plaintiff's counsel.

The Parties accordingly submit the following briefing schedule regarding UPS's motion to compel arbitration, which can be heard at the Court's convenience:

- UPS's motion to compel arbitration: filed September 20, 2023
- Plaintiff's opposition: due November 17, 2023

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STIPULATION & [PROPOSED] ORDER RE BRIEFING SCHEDULE (NO. 2:23-cv-1111-JLR)

UPS's reply: due December 8, 2023 1 2 Dated this 8th day of November 2023. 3 Respectfully submitted, 4 Rossi & Co. P.C. 5 6 /s/ Ronald G. Rossi 7 By Ronald G. Rossi, WSBA 54720 8 Attorneys for Plaintiff and Proposed Class 9 BYRNES KELLER CROMWELL LLP 10 11 By /s/ John A. Tondini John A. Tondini, WSBA #19092 12 13 By <u>/s/ Jofrey M. McWilliam</u> Jofrey M. McWilliam, WSBA #28441 14 1000 Second Avenue, 38th Floor Seattle, Washington 98104 15 Telephone: 206-622-2000 Facsimile: 206-622-2522 16 jtondini@byrneskeller.com jmcwilliam@byrneskeller.com 17 Gregory B. Koltun (Admitted *Pro Hac Vice*) 18 Morrison & Foerster LLP 707 Wilshire Boulevard 19 Los Angeles, California 90017-3543 GKoltun@mofo.com 20 Caitlin Sinclaire Blythe (Admitted *Pro Hac Vice*) 21 Morrison & Foerster LLP 425 Market Street 22 San Francisco, CA 94105-2482 cblythe@mofo.com 23 Attorneys for Defendant 24 25 26 27 28

## [PROPOSED] ORDER

The Court, having been apprised of the Parties' positions above, hereby adopts a briefing schedule for UPS's motion to compel arbitration as follows:

- Plaintiff's opposition to UPS's motion to compel arbitration shall be due
  November 17, 2023
- UPS's reply shall be due December 8, 2023

The motion will be re-noted for December 8, 2023.

IT IS ORDERED.

Dated this 9th day of November 2023.

Honorable James L. Robart United States District Judge

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